

to lift the stay in this case, and counsel for all of the Defendants affirmed that their understanding was that the entire case was stayed. Attorney Peter Alliman, counsel for the Plaintiff, did not contest this understanding, and Mr. Alliman agreed that he would notify the Court through CM/ECF when the Court of Appeals issued its decision in United States v. Booker.

Attorney Dan Rader, counsel for Defendant Lewis Ridenour, stated that, because the Court of Appeals has not yet rendered its decision, there is little likelihood that the case can be prepared for trial in December. As such, he inquired as to whether the Court should vacate the current trial setting of December 3, 2013. The Court found that any request to vacate the trial date was premature at this time, but the Court acknowledged that the Court will entertain a request that the trial be delayed after the Court of Appeals issues its decision.

Based on the foregoing, the Court finds that the Motion for Clarification [**Doc. 120**] is well-taken, and it is **GRANTED**. The Court hereby **CLARIFIES** its previous Orders [Doc. 54, 97], by stating this case is **STAYED IN ITS ENTIRETY**, pending decision by the Court of Appeals. Thus, all discovery and pretrial deadlines are **STAYED**.

IT IS SO ORDERED.

ENTER:

s/ C. Clifford Shirley, Jr.
United States Magistrate Judge